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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/662,495

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11/20/2009

EXAMINER

PANDYA, SUNIT

ART UNIT

PAPER NUMBER

3714

NOTIFICATION DATE

DELIVERY MODE

11/20/2009

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

chicago.patents@klgates.com

<b>Office Action Summary</b>	<b>Application No.</b> 10/662,495	<b>Applicant(s)</b> CHAMBERLAIN ET AL.	
	<b>Examiner</b> SUNIT PANDYA	<b>Art Unit</b> 3714	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 24 April 2009.
- 2a) ☐ This action is **FINAL**.                      2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-25 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-25 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)          | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

## **DETAILED ACTION**

### ***Continued Examination Under 37 CFR 1.114***

A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 4/24/09 has been entered.

### ***Response to Amendment***

This action is in response to amendments filed on 4/24/09, wherein the examiner acknowledges that claims 1, 5-7, 10-12, 18 & 20 have been amended, no new claims have been added or canceled; consequently, claims 1-25 are currently pending.

### ***Claim Rejections - 35 USC § 112***

The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

Claim 10 is rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention. Independent claim 10, lines 6-8 recites "...second processor configured to communicate via the ticket validation network to the ticket validation system and via an electronic transfer network to a remote fund repository without

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communicating through the ticket validation network;”, the examiner is unclear as to how the second processor is communicating via the ticket validation network, at the same time it is communicating with a remote fund repository without communicating through the ticket validation network.

For the purpose of examination, and after a detailed look at the independent claims 1 & 21, claim 10 will be given broadest reasonable claim interpretation, and will be read as, second processor configured to communicate via an electronic transfer network to a remote fund repository without communicating through the ticket validation network.

### ***Claim Rejections - 35 USC § 102***

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-25 are rejected under 35 U.S.C. 102(b) as being anticipated by Crevelt et al. (US Patent 5,902,983).

Claims 1 & 21: Crevelt et al. discloses an electronic fund transfer kiosk to provide a ticket, to be used at a gaming device remote from the kiosk, the kiosk comprising, a processor configured to communicate over an electronic fund transfer network to a remote fund repository without communicating through a ticket validation network (col. 7-8: 51-17 & col. 8: 42-61, wherein the transfer request is sent directly

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from the gaming network to the remote fund repository network, wherein at no point is there communications with ticket validation network mainly because no ticket is being inserted into the kiosk), a display configured to operate with the processor to display electronic fund transfer information to a person (figure 1, element 18 & col. 5: 41-44), an input device configured to operate with the processor to enable the person to enter electronic fund transfer information (col. 5: 6-10 & col. 5: 41-50). Crevelt et al. also discloses a ticket printer to issue a ticket, wherein the ticket has a value associated with an approved electronic fund transfer from the remote fund repository via the electronic fund transfer network, wherein the ticket includes identification information readable by the remote gaming device for validation of the ticket by a ticket validation system (col. 10-11: 55-9), and a housing that supports the processor, display, input device and ticket printer (figure 1).

Claim 2: Crevelt et al. discloses an input device, which includes a multi-button keypad (col. 5: 5-10).

Claim 3: Crevelt et al. discloses a ticket printer which is a thermal printer (col. 11: 5-10).

Claim 4: Crevelt et al. discloses a vacuum fluorescent display (col. 4: 64-67).

Claim 5: Crevelt et al. discloses input being a touch screen to operate with the display (col. 4: 62-67).

Claim 6: Crevelt et al. discloses a kiosk, which includes a ticket reader configured to operate with the processor and a cash stored within the housing, at least a

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portion of the cash provided to the person in exchange for a ticket printed by the remote gaming device (col. 10-11: 55-9).

Claims 7 & 22: Crevelt et al. discloses a receipt printer to provide a receipt confirming an amount of the approved electronic fund transfer (col. 10: 60-68).

Claims 8 & 25: Crevelt et al. discloses electronic fund transfer network is a wide area network (col. 5: 20-23).

Claim 9: Crevelt et al. discloses identification information includes a bar code (col. 10-11: 65-5).

Claim 10: Crevelt et al. discloses a system for electronically transferring funds comprising, a gaming device having a ticket reader and a first processor configured to operate with the ticket reader the first processor configured to communicate with a ticket validation system via a ticket validation network (col. 10-11: 65-9, wherein the game coupon printed from the kiosk is inserted into a gaming machine, wherein the ticket validation system of the gaming machine, which contains its own processor, validates the inserted coupon), an electronic fund transfer kiosk having a ticket printer and a second different processor configured to operate with the ticket printer, wherein the second processor is configured to communicate via an electronic transfer network to a remote fund repository without communicating through the ticket validation network (col. 10-11: 55-9, wherein the ticket validation network is independent of the remote fund repository network, because no ticket is being entered henceforth there is no communications with ticket validation network). Crevelt et al. also discloses a ticket printer to print a ticket having a value associated with an electronic fund transfer

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approved by the remote fund repository via the electronic transfer network, the ticket having identification information readable by the ticket reader for validation of the ticket by the ticket validation system via the ticket validation network (col. 10-11: 65-9).

Claim 11: Crevelt et al. discloses the electronic transfer network is configured to operate with the second processor to link a plurality of electronic fund transfer kiosks (figure 2, elements 22, 24 & 26).

Claim 12: Crevelt et al. discloses the electronic transfer network is configured to operate with the second processor to link a plurality of remote fund repositories (col. 7-8: 52-6).

Claims 13 -17: Crevelt et al. discloses the gaming device being located proximate to the electronic fund transfer kiosk within the gaming establishment, wherein each game device includes a ticket reader (col. 10: 55-67).

Claim 18: Crevelt et al. discloses ticket validation network to verify the ticket (col. 6: 33-48).

Claim 19: Crevelt et al. discloses the ticket validation network being a fiber-optic network (col. 5: 17-35).

Claim 20: Crevelt et al. discloses a card reader operable with the second processor, the card reader accepting credit/debt card (col. 5: 40-47).

Claim 23: Crevelt et al. discloses validating tickets before providing game credit (col. 10: 35-47).

Claim 24: Crevelt et al. discloses providing account information to the player (col. 10: 35-54).

### ***Response to Arguments***

Applicant's arguments with respect to claims 1-25 have been considered but are moot in view of the new ground(s) of rejection.

In the rejection above, the examiner has cited particular figures, columns and line numbers from the reference(s) as applied to the claims above for the convenience of the applicant. Although the specified citations are representative of the teachings in the art and are applied to the specific limitations within the individual claim, other passages and figures may apply as well. It is respectfully requested from the applicant, in preparing the responses, to fully consider the references in entirety as potentially teaching all or part of the claimed invention, as well as the context of the passage as taught by the prior art or disclosed by the examiner.

### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to SUNIT PANDYA whose telephone number is (571)272-2823. The examiner can normally be reached on M-Th 8 - 5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dmitry Suhol can be reached on 571-272-4430. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.



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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/JAMES S. MCCLELLAN/  
Primary Examiner, Art Unit 3714

SP